

# SENATE BILL 901

L5

11r3007  
CF HB 614

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By: **Senator Miller**

Introduced and read first time: February 21, 2011

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland–National Capital Park and Planning Commission – Prince**  
3 **George’s County – Site Plan Approval Authority**

4 FOR the purpose of prohibiting the County Council for Prince George’s County, sitting  
5 as the district council, from reviewing decisions by the Prince George’s County  
6 Planning Board to approve or disapprove certain site plans except under certain  
7 circumstances; authorizing a party of record to appeal certain decisions by the  
8 Planning Board to the district council; prohibiting the district council from  
9 revoking certain delegations of approval authority made to the Planning Board  
10 by a certain date; authorizing the district council to revoke certain delegations  
11 of approval authority for the purpose of delegating that authority to the  
12 governing bodies of certain municipal corporations; and generally relating to  
13 site plan approval in Prince George’s County.

14 BY adding to

15 Article 28 – Maryland–National Capital Park and Planning Commission  
16 Section 8–129  
17 Annotated Code of Maryland  
18 (2010 Replacement Volume)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article 28 – Maryland–National Capital Park and Planning Commission**  
22 **8–129.**

23 **(A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
24 **SUBSECTION, THE COUNTY COUNCIL FOR PRINCE GEORGE’S COUNTY, SITTING**  
25 **AS A DISTRICT COUNCIL, MAY NOT REVIEW A FINAL DECISION OF THE PRINCE**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **GEORGE'S COUNTY PLANNING BOARD TO APPROVE OR DISAPPROVE A SITE**  
2 **PLAN.**

3 **(2) A PARTY OF RECORD MAY APPEAL TO THE DISTRICT COUNCIL**  
4 **A FINAL DECISION BY THE PLANNING BOARD TO APPROVE OR DISAPPROVE A**  
5 **SITE PLAN.**

6 **(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
7 **SUBSECTION, THE COUNTY COUNCIL FOR PRINCE GEORGE'S COUNTY, SITTING**  
8 **AS A DISTRICT COUNCIL, MAY NOT REVOKE A DELEGATION OF AUTHORITY OVER**  
9 **SITE PLAN APPROVAL MADE TO THE PRINCE GEORGE'S COUNTY PLANNING**  
10 **BOARD ON OR BEFORE JANUARY 1, 2011.**

11 **(2) THE DISTRICT COUNCIL MAY REVOKE A DELEGATION OF SITE**  
12 **PLAN APPROVAL AUTHORITY TO THE PLANNING BOARD ONLY FOR THE**  
13 **PURPOSE OF DELEGATING APPROVAL AUTHORITY OVER DETAILED SITE PLANS**  
14 **TO THE GOVERNING BODY OF A MUNICIPAL CORPORATION IN THE**  
15 **MARYLAND-WASHINGTON REGIONAL DISTRICT UNDER § 8-112.4(B)(1)(IX) OF**  
16 **THIS TITLE.**

17 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**  
18 **June 1, 2011.**